

**Amendments to the Drawings:**

Attached as an Appendix are six (6) replacement drawing sheets containing Figures 1-6 to replace the informal drawings in Figures 1-6 filed with the specification on 12/30/2003. The Formal drawings merely illustrate matter present in the informal drawings. No changes to the drawings have been made. Entry of the formal drawings is requested.

## **REMARKS/ARGUMENTS**

Claims 1-16 and 20 are presented for Examiner's consideration. Pursuant to 37 C.F.R. § 1.111, reconsideration of the present application in view of the foregoing amendments and the following remarks is respectfully requested.

### **I. Withdrawn Claims**

The Office Action Summary mailed on 03/09/2007 lists claims 15-19 as withdrawn. Applicant believes this is a typographical error as the withdrawn claims in the Applicant's reply dated 12/07/2006 are listed as claims 17-19.

### **II. Claim Amendments**

Independent claims 1 and 2 have been amended to recite that the embossing element has a top comprising a flat surface. Support for the amendment appears in Figure 3 where the top 22 is illustrated as a flat surface having a width dimension. See also Figures 1 and 2 and element 22. The amendment clarifies structure that is inherent in embossing elements which are constructed with a substantially flat surface at the top to impress a pattern into a sheet material. A pointed top surface would punch holes in the substrate and not emboss the surface.

### **III. 35 U.S.C. § 102 Rejections**

Claims 1, 3-5 and 8 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Zenczak et al. USPN 6,170728. Zenczak discloses a drive wheel for a plotter having a plurality of primary teeth 60 and a plurality of secondary teeth 62. The primary teeth 60 have a flat top and are disclosed as embossing a pattern on the sheet material. See column 46-53. The secondary teeth 62 are pyramid shaped and come to a point at the top. The secondary teeth come into contact with the sheet and help advance the sheet, but do not emboss the sheet. See column 4, lines 53-60. The secondary teeth are not embossing elements since they do not have a flat top and are not discussed by Zenczak as producing any pattern in the sheet. They would punch holes in the sheet instead of embossing the sheet. In making the § 102 rejection over Zenczak, the Examiner has again selected sidewalls from two different elements. The Examiner has selected a sidewall from a primary tooth 60 and a sidewall from a secondary tooth 62. Independent claims 1 and 2 recite that the same embossing element has the different sidewall angles. Furthermore, the claims now require that the embossing element has a

top comprising a flat surface. The secondary teeth in Zenczak lack this feature and are not embossing elements as claimed. For at least the above reasons, Zenczak does not anticipate Applicant's pending claims.

Claims 1-5, 8 and 14 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Peters USPN 4,068,620. Peters discloses a drive wheel for a copy machine. See column 1, lines 1-13 and Figure 6. The protuberances 1 of the drive wheel are pyramidal in shape and have a pointed top instead of a flat surface as claimed. The protuberances are not embossing elements as claimed. The pointed tops of the protuberances are used to advance the sheet material through the copier and they would punch holes in the sheet instead of embossing the sheet as asserted by the Examiner. Peters does not mention or discuss that the protuberances emboss the sheet. To the contrary, it would be highly undesirable to impart any pattern to the paper being advanced through a copy machine. The pattern would interfere with obtaining a high quality copy from the copier. For at least the above reasons, Peters does not anticipate Applicant's independent claims.

#### **IV. 35 U.S.C. § 103(b) Rejections**

The Examiner has cited various obviousness rejections against the dependent claims. It is not necessary to address the rejections since the independent claims are now in a condition for allowance.

#### **V. Conclusion**

For the reasons stated above, it is respectfully submitted that all of the presently presented claims are in form for allowance. Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875. The undersigned may be reached at (920) 721-7760.

Respectfully submitted,

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## **Appendix**

**Formal Drawings**

**Six (6) Replacement Sheets**